

(8) Remarks Well was drilled by Rex Engallman.

A hand-drawn map on a grid. The grid is composed of solid lines forming a 10x10 square area, with dashed lines forming a finer 20x20 grid. In the upper left quadrant, the letters "RZE" are written. On the left side, a vertical line is drawn, with the letter "T" above it and "N" below it. A horizontal line is drawn across the middle of the grid, with the number "33" written on it. To the right of the line, an arrow points to a small "x" mark, with the text "well & place of use" written next to it.

Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of

Ada

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this 13 day of

x Robert S. Emery
June (Claimant) 1978

Notary Public Lyle Glen Saxton
Residing at Boise, Id.

My commission expires

11-25-78

For Department Use Only

Received by

744

Date _____

6-13-78

Exception filed by:

Forwarded to
claimant by:

Date _____

Prelim. check by

660

Date _____

6/4/78

11631

Approved for publication by _____

Date 6-13-78

Published in

Classification by Agw 7-3-
Agw 7-3-

Dates

6-22 & 6-29-78

Melise Madrieth, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in the regular edition of The Idaho Statesman for

OK
alw
7-3-78

day of June, 19 78 .

Melusi Madzrinta

JUN 20 1978

Department of Water Resources
Western Regional Office

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Robert S. Emery
of 2102 N. 21st St. Boise, Id. (name of claimant)
(mailing address) claims a right to the diversion and beneficial use of
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Groundwater
, tributary to ,
(2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
Amount 0.04 Use Domestic Period of Use: From 1-1 To 12-31
Amount _____ Use _____ Period of Use: From _____ To _____
Amount _____ Use _____ Period of Use: From _____ To _____
(cfs, gpm or a/f) (dom., irri., stock, etc.) (both dates inclusive)
(3) Total quantity of water claimed: 0.04 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) July 1965

A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
NE 1/4 SE 1/4, Sec. 33 Twp. 4 N Rge. 2 E B. M. County of Ada
Additional points of diversion: Property is further described as lot 4, Miller Subdivision

B) Describe means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. 6" diam well, 74' deep. 1/2 hp pump & Motor is used.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

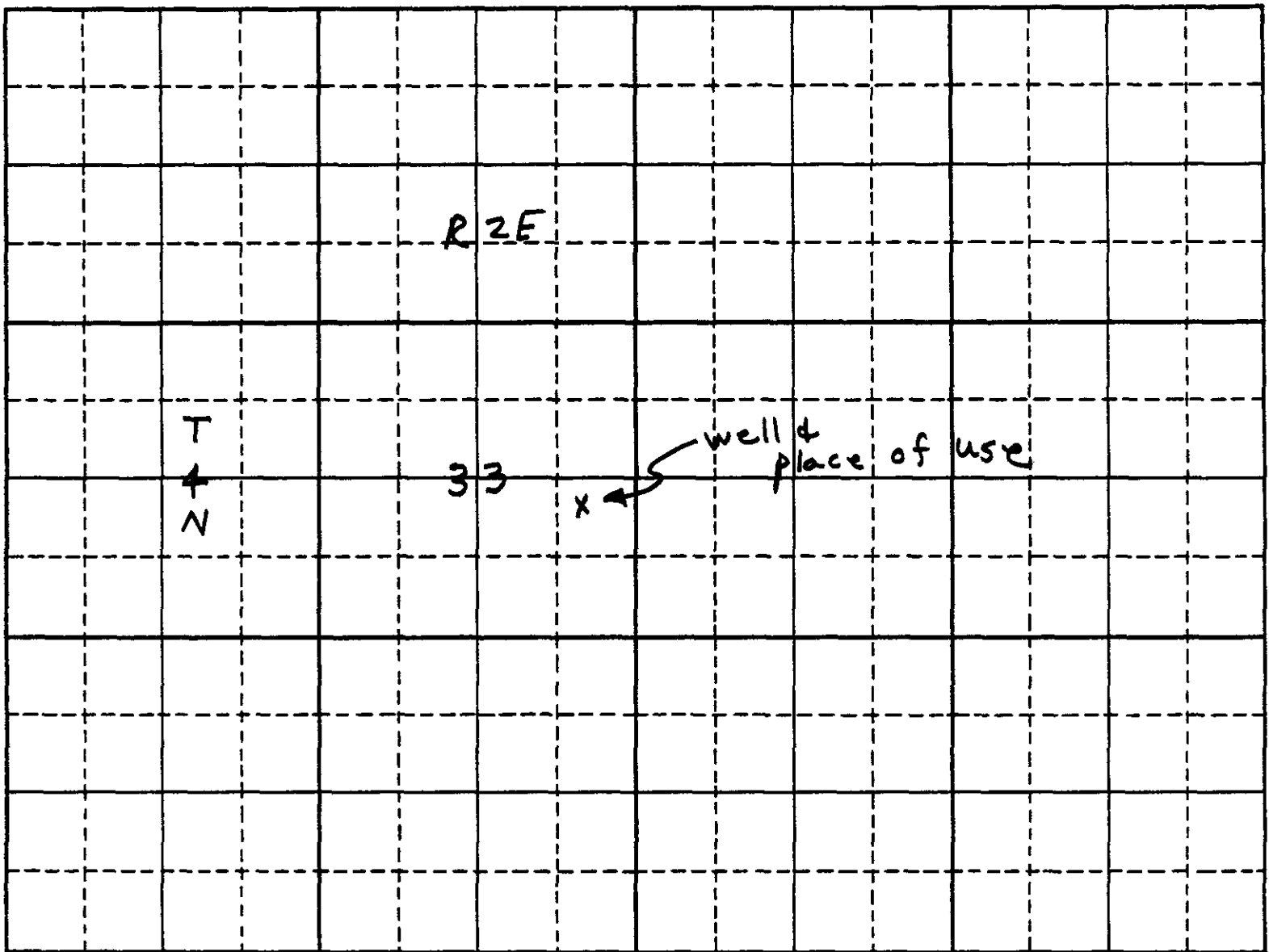
T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	2E	33													X				

Total No. of acres _____

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: used for irrig of yard

- (7) If you are claiming water as a member of an organization, list name of organization: _____

(8) Remarks Well was drilled by Rex Engallman.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this 13th day of

Robert S. Emery (Claimant) June 19 78

Lyle Glen Saxton
Notary Public
Residing at Boise, Id.

My commission expires 11-25-78

For Department Use Only

Received by <u>PLH</u>	Date <u>6-13-78</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>625</u>	Date <u>6/14/78</u>		claimant by:	
\$10.00 fee received by <u>PLH</u>	Date <u>6-13-78</u>	# <u>11631</u>		
Approved for publication by <u>afw</u>	Date <u>7-3-78</u>			
Published in <u>the Idaho Statesman</u>				
Dates <u>6-22 & 6-29-78</u>				

Melba Madarieta, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in the regular edition of The Idaho Statesman for

two insertions, beginning with the
issue of June 22, 1978, and ending with the
issue of June 29, 1978.

OK
alw
7-3-78

Subscribed and sworn to before me this 29th
of June, 1978.

Notary Public for Idaho, Residing at Boise, Idaho

63-4338

Means: dum

63-4511

4. $\frac{1}{2} \frac{d}{dt} \int_{\Omega} |\nabla u|^2 dx = \int_{\Omega} u \Delta u dx = - \int_{\Omega} |\nabla u|^2 dx$

 $\eta_{sp}/c: 0.04 \text{ cfs}$

Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 33 T
NE B.M.

domestic purposes from Jan 1 to

Use: NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 33 T 4N-R

Mains: well and pump

Any exception to any claim of water right may be filed with the Director of

Mr. Williams has filed with the Director of the Idaho Department of Water Resources, 200 N. Cole Road, Boise, Idaho 83705.

C. STEPHEN ALLRED

C. S. FLETCHER ALLRED
Director

Pub. June 22, 29, 1978

ACT
IDN

N OWNER LAST NAME - EMERY FIRST NAME - ROBERT S.
N ADDRESS LINE 1 - 2102 N. 21ST ST.
N CITY - BOISE STATE - ID.
N SOURCE - GROUNDWATER
N STAGE - STATRY CLM PRIORITY - 07-01-1965 COUNTY - ADA TOTAL DIV. RATE - .0400CFS
N DIVERSION POINT - NESE 33 04N 02E
N FROM - 01-01 TO - 12-31 USE - DOMESTIC USE DIV. RATE - .0400CFS
N USE - DOMESTIC PLACE OF USE - TWN 04N RNG 02E SEC 33 TRACT NESE
N REMARKS - P/D IN LOT 4, MILLER SUBD.

4000

IDENT. NO. 63-4611

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 1 63-4611
Old No. New No.

Record

1. Original Owner: Robert S. Emery

Present Owner: _____

2. Address: 2102 N. 21st St.

3. City: Boise State: Id Zip: _____

4. A. Source of Water: gr

B. Tributary of: _____

5. A. Stage (A,P,L,D,S,J): S

B. Status (D,L,R,C,A,I,F - leave blank if valid): _____

C. Priority Date: 7-1-1965

D. County: Ol

E. Total Diversion Rate: .04

F. Total Diversion Volume: _____

G. Transfer/Amendment (P,T of A or blank): _____

H. Water District: _____

I. DLE/Carey Act (D,C or blank): _____

J. Right Basis (for adjudication claims A,B,C only): _____

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>NESE</u>	<u>33</u>	<u>4N</u>	<u>2E</u>	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____

7. Period of Use, Use, Diversion Rate/Volume:

from 1-1 to 12-31 for 0 purposes. Amount .04
(cfs or AC-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 63-4611

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

- (1) GLS 6/19/78 In form to receipt
- (2) _____ Send Copies to:
_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management
- (3) _____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant
_____ Request Dam Safety Information
- (4) GLS 6/19/78 In form for advertising
- (5) _____ Platted on Map No. _____
- (6) _____ Located within Water District No. _____
- (7) _____ Critical groundwater area: yes _____ no _____
- (8) _____ Groundwater levels:
_____ Declining, _____ Stable, _____ Increasing
(comment) _____
- (9) _____ Other rights on the same place of use
- (10) _____ Comments: _____
- (11) slw 7-3-78 Affidavit of Publication received(date) _____
- (12) _____ Final date for protests _____
Protests received: yes _____ no _____
- (13) _____ All requested information received from agencies or
applicant: yes _____ no _____
- (14) _____ Action recommended:
_____ Approve _____ Deny
_____ Proposed Priority
_____ Reason for Reduction _____
_____ Measuring device required
_____ See attached sheet for other conditions of
approval
_____ No special conditions for approval
- (15) District W By slw Date 7/10/78



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS

Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED

Director

(208) 384-2190

July 11, 1978

RE: Claim to a Water Right No. 63-4011

Robert S. Emery
2102 N. 21st St.
Boise, ID 83702

Dear Mr. Emery:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

DAVID B. SHAW
Western Regional Supervisor

DBS:rf

Enclosure

RECEIVED
JUL 12 1978
WATER RESOURCES
BOISE, IDAHO



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

June 15, 1978

RE: Applications for Permit Nos. 63-9157 - Murphy
63-9156 - Stringer
63-9155 - Meadows Owners Assn. Inc.
Claims to a Water Right Nos. 63-4338 - Dept. of Lands
63-4611 - Emery

The Idaho Statesman
Box 40
Boise, ID 83707

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due after allowing all just credits and that no part of the same has been paid."

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before July 10, 1978.

Sincerely,

RITA FLECK
Secretary

*Bill submitted
7-3-78 alw*

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83705.

C. STEPHEN ALLRED

Director

Published in the Boise,
The Idaho Statesman, Idaho
on June 22 and June 29, 1978.

~~63-4611~~

Name: ROBERT S. EMERY

Address: 2102 W. 21st St., Boise, Idaho

Source: GROUNDWATER

Priority Date: July, 1965

County: Ada

Amount: 0.04 cfs

Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 33 T 4N-R 2E B.M.

Use: domestic purposes from Jan 1 to Dec 31

Place of Use: NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 33 T 4N-R 2E B.M.

Means: well and pump